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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/742,313	12/21/2000	Michael Edward Prise	2000-0553	5872

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KLARQUIST SPARKMAN, LLP
121 SW SALMON STREET
SUITE 1600
PORTLAND, OR 97204

EXAMINER

TRAN, PABLO N

ART UNIT	PAPER NUMBER
2685	

DATE MAILED: 04/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/742,313

Applicant(s)

PRISE, MICHAEL EDWARD

Examiner

Pablo N Tran

Art Unit

2685

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 October 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-52 is/are pending in the application.
- 4a) Of the above claim(s) 10-40 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9 and 41-52 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-9 and 41-52 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Vazvan* (6,324,394) in view of *Bodin* (6,387,027).

As per claims 1 and 41-42, *Vazvan* disclose a method of organizing a search for a provider in a wireless device string location information wherein erasing at least part of the location information associated with a recently used service provider (col. 5/ln. 9-13). *Vazvan* disclosed various ways of deletion of the recently used service provider but does not specifically suggest a method of deletion at power-down of the mobile terminal. However, *Bodin* suggest such method of deletion of service providers at power-down (col. 2/ln. 59-67). Therefore, it would have been obvious to one of ordinary skill in the art to provide such method of deletion of service providers of *Bodin* to the communication system of *Vazvan* in order to save memory space, reduce registration time, and save tariff charges.

As per claims 3 and 43-44, the modified communication system of *Vazvan* discloses the location associated with a most recently used service provider (see *Vazvan*, col. 5/ln. 9-13).

As per claim 4, the modified communication system of *Vazvan* discloses the wireless is a global system for mobile communications device (see *Vazvan*, fig. 1).

As per claim 5, the modified communication system of *Vazvan* discloses the wireless device has a SIM (see *Vazvan*, col. 4/ln. 13, col. 5/ln. 9-13, see *Bodin*, col. 3/ln. 20-col. 4/ln. 40).

As per claims 6-7 and 45-46, the modified communication system of *Vazvan* discloses erasing location info from a SIM (see *Vazvan*, col. 4/ln. 13, col. 5/ln. 9-13, see *Bodin*, col. 3/ln. 20-col. 4/ln. 40).

As per claim 9, the modified communication system of *Vazvan* discloses erasing of location info. is performing by a wireless network (see *Vazvan*, col. 4/ln. 13, col. 5/ln. 9-13, see *Bodin*, col. 3/ln. 20-col. 4/ln. 40).

As per claims 47-49, the modified communication system of *Vazvan* discloses the location info. is not associated with a home or preferred provider (col. 5/ln. 9-13).

As per claims 50-51, the modified communication system of *Vazvan* discloses a threshold value associated with a preferred service provider and erases the location info. based on the threshold value (see *Vazvan*, col. 4/ln. 13, col. 5/ln. 9-13, see *Bodin*, col. 3/ln. 20-col. 4/ln. 40).

As per claims 52, the modified communication system of *Vazvan* discloses identifying a group of preferred providers stored on the SIM and erasing the location info. associated with the group of preferred service providers (see *Vazvan*, col. 4/ln. 13, col. 5/ln. 9-13, see *Bodin*, col. 3/ln. 20-col. 4/ln. 40).

Response to Arguments

3. Applicant's arguments with respect to claims 1 have been considered but are moot in view of the new ground(s) of rejection.
4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, THIS ACTION IS MADE FINAL. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Kaibel et al. (6,757,539) disclose radiotelephone communication system.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Pablo Tran whose telephone number is (571)272-7898.

Art Unit: 2685

The examiner normal hours are 9:30 -5:00 (Monday-Friday). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Urban, can be reached at (571)272-7899.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231


or faxed to:

(703) 872-9314 (for Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

**PABLO N. TRAN
PRIMARY EXAMINER**


402685

April 2, 2005